

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FILED  
CLERKS OFFICE  
2005 MAR -7 P 3:27

Derick Tyler,  
Petitioner,  
v.  
David Nolan,  
Respondent.

Civil Actions DISTRICT COURT  
No. 04-12680-NMG DISTRICT OF MASS

PETITIONER'S MOTION FOR EXTENSION OF TIME  
ON HIS STAY WHILE THE STATE LOOKS AT HIS  
"UNEXHAUSTED" ISSUES

Now comes the Petitioner, Derick Tyler, respectfully requests of this Honorable Court further extension on his stay until full resolution of his "unexhausted" claims now pending before the State Superior Court.

This Court on 12/29/04 ordered that this matter is stayed until 3/25/05. The Petitioner contends that he will need more time to exhaust his newly discovered evidence claim and additional claims in the State Courts whereas actions has yet to be taken on his pending motion for new trial.

In the interest of justice the Petitioner prays that this Court grants him more time.

Respectfully Submitted,

Derick Tyler  
Derick Tyler, Pro se  
MCI-Cedar Junction  
P.O. Box 100  
South Walpole, Ma. 02071

Dated: 3/5/05